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VERIGY US, INC.
9

10 UNITED STATES DISTRICT COURT
11 NORTHERN DISTRICT OF CALIFORNIA
12 SAN JOSE DIVISION

13 VERIGY US, INC, a Delaware Corporation

14 Plaintiff,

15 vs.

16 ROMI OMAR MAYDER, an individual;
WESLEY MAYDER, an individual; SILICON
17 TEST SYSTEMS, INC., a California Corporation;
and SILICON TEST SOLUTIONS, LLC, a
18 California Limited Liability Corporation,
inclusive,

19 Defendants.
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Case No. C07 04330 RMW (HRL)

**PLAINTIFF'S ADMINISTRATIVE
MOTION FOR LEAVE TO FILE
DOCUMENTS UNDER SEAL**

Judge: Honorable Ronald M. Whyte
Ctrm: 6

1 Pursuant to Civil Local Rules 7-11(a) and 79-5(b), Plaintiff Verigy U.S., Inc. ("Plaintiff"
2 or "Verigy") requests that the following materials be filed under seal, as they contain confidential
3 information that is protected by the Stipulated Protective Order entered by the Court on August
4 29, 2007. The documents submitted under seal include: Memorandum of Points and Authorities
5 in Opposition to Wesley Mayder's Motion for Rule 11 Sanctions; Memorandum of Points and
6 Authorities in Opposition to Wesley Mayder's Motion for Summary Judgment; Declaration of
7 Robert Pochowski in Opposition to Wesley Mayder's Motion for Rule 11 Sanctions & Motion for
8 Summary Judgment and Exhibit A-D; Exhibits A and B to the Declaration of Donald P. Gagliardi
9 in Opposition to Wesley Mayder's Rule 11 Sanctions; and Exhibits A and B to the Declaration of
10 Donald P. Gagliardi in Opposition to Wesley Mayder's Motion for Summary Judgment.

11 These materials (hereafter "the Materials") disclose information that has been designated
12 as "Confidential" or "Highly Confidential – Attorneys' Eyes Only" by the parties under the
13 Protective Order, without objection to those designations (although Verigy reserves its rights to
14 challenge such designations pursuant to the Stipulated Protective Order). Although the
15 information in the Materials has been designated as protected from disclosure under the Protective
16 Order, Verigy must rely on this information in support of its Application. The parties'
17 confidentiality interest therefore overcomes the right of public access to the record, as a substantial
18 probability exists that the parties' overriding confidentiality interest will be prejudiced if the
19 record is not sealed. Further, the proposed sealing is narrowly tailored and no less restrictive
20 means exist to achieve this overriding interest

21 Pursuant to Local Civil Rule 79-5(b)-(c), Verigy therefore lodges the Materials with this
22 Court, and respectfully requests leave to file the aforementioned documents under seal.

23 Respectfully submitted.

24 Dated: July 18, 2008

BERGESON, LLP

25 By: /s/
26 Melinda M. Morton
27 Attorneys for Plaintiff
28 VERIGY US, INC.